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Date: June 7, 2004

To: Office of Publications
 Examiner Lavarias, Arnel C.
 Art Unit: 2872

Fax No.: 703-872-9306

From: Stephen P. Burr

Subject: U.S. Application Ser. No. 09/976,462
 Filed: October 12, 2001
 Conf. No.: 9975
 Title: FIBER ARRAY, METHOD FOR FABRICATING THE SAME AND OPTICAL
 DEVICE USING THE FIBER ARRAY

Our Ref.: 939_030

You should receive 9 pages including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being facsimile transmitted to 703-872-9306 at the Patent and Trademark Office on June 7, 2004:

- Second Request For Acknowledgment of Receipt and
 Consideration of Information Disclosure Statement _1_ page
- Courtesy copy of the Information Disclosure Statement
 filed March 29, 2004, including copies of the Form PTO-1449,
 postcard receipt and Express Mail receipt _7_ pages
- This Cover Sheet _1_ page

Total Pages

9


 Melissa T. Kuczynski

IMPORTANT - THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT READING, DISSEMINATING, DISTRIBUTING OR COPYING THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND DESTROY THE COMMUNICATION. THANK YOU.

BURR & BROWN

Practitioner's Docket No.: 939_030

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Akira MATSUMOTO, Masashi FUKUYAMA

Ser. No.: 09/976,462

Group Art Unit: 2872

Filed: October 12, 2001

Examiner: Lavarias, Arnel C.

For: FIBER ARRAY, METHOD FOR FABRICATING THE SAME AND OPTICAL DEVICE
USING THE FIBER ARRAYDate of mailing of PTOL 85 entitled "Notice of Allowance
and Base Issue Fee Due" April 21, 2004Mail Stop Issue Fee
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450CERTIFICATION OF FACSIMILE
TRANSMISSIONI hereby certify that this paper is being facsimile transmitted
to the Patent and Trademark Office on June 7, 2004.
Melissa T. Kuczynski**SECOND REQUEST FOR ACKNOWLEDGMENT OF RECEIPT AND
CONSIDERATION OF INFORMATION DISCLOSURE STATEMENT**

Sir:

Applicants respectfully request the U.S. Patent and Trademark Office to return an initialed copy of the PTO-1449 filed with Information Disclosure Statement on March 29, 2004, as acknowledgment of receipt and consideration thereof. A courtesy copy of the PTO-1449 and Information Disclosure Statement as well as our postcard receipt, are enclosed.

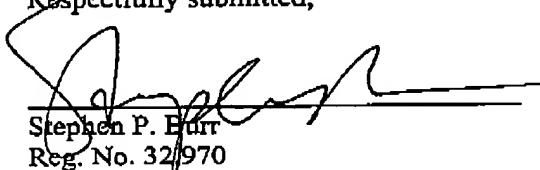
This is the Second time the Examiner has been requested to acknowledge these references.

Should additional copies of the references cited in the Information Disclosure Statement be required, the appropriate Patent and Trademark Office official is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,

June 7, 2004

Date


Stephen P. Burr
Reg. No. 32/970

SPB/mtk

BURR & BROWN
P.O. Box 7068
Syracuse, NY 13261-7068Customer No.: 25191
Telephone: (315) 233-8300
Facsimile: (315) 233-8320

Your mail room stamp hereon will acknowledge receipt of

Information Disclosure Statement Transmittal (2 pages, in duplicate)	4 sheets
Certification under 37 CFR 1.97(e)	1 sheet
Information Disclosure Statement	2 sheets
Form PTO1449	1 sheet
European Office Action dated 2/26/04	5 sheets
(2) references (A1-AJ)	
and our check in the amount of \$180.00	

for: (939_030 - mailing date: March 29, 2004) SPB/gmh

Aldra MATSUMOTO, Masashi FUKUYAMA

Serial No.: 09/976,462

Filed: October 12, 2001

Art Unit: 2872

For: FIBER ARRAY, METHOD FOR FABRICATING THE SAME AND OPTICAL
DEVICE USING THE FIBER ARRAY

EV443367209US

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Practitioner's Docket No.: 939_030

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Akira MATSUMOTO, Masashi FUKUYAMA

Ser. No.: 09/976,462

Art Unit: 2872

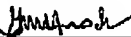
Filed: October 12, 2001

Examiner: Lavarias, Arnel C.

For: FIBER ARRAY, METHOD FOR FABRICATING THE SAME AND OPTICAL
DEVICE USING THE FIBER ARRAYCommissioner for Patents
P.O. Box 1450
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"EXPRESS MAIL" mailing label number EV 443367209 US.

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 29, 2004.


Gina M. HusakTRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. 1.97(d)TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT1. The information disclosure statement transmitted herewith is being filed *after*:

- (1) a final action under § 1.113,
- (2) a notice of allowance under § 1.311, or
- (3) an Office Action that closes prosecution,

but before, or simultaneously with, the payment of the issue fee.

STATEMENT AND FEE

2. In accordance with the requirements of 37 C.F.R. 1.97(d):

- A. Accompanying this transmittal is a statement, as specified in 37 C.F.R. 1.97(e).
- B. Applicant(s) submit(s) the submission fee set forth in § 1.17(p) (\$180.00).

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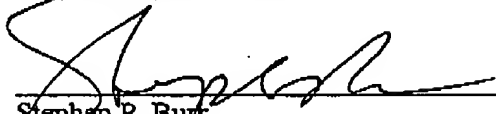
- 2 -

METHOD OF PAYMENT OF FEE

3. ☒ Attached is a check in the amount of \$180.00.
☐ Charge Account 50-1446 in the amount of _____.
A duplicate of this paper is attached.

If any additional fees are due, please charge Deposit Account 50-1446.

Respectfully submitted,



Stephen P. Burr
Reg. No. 32,970

March 29, 2004

Date

SPB/gmh

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Practitioner's Docket No.: 939_030

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Akira MATSUMOTO, Masashi FUKUYAMA

Serial No.: 09/976,462

Art Unit: 2872

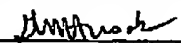
Filed: October 12, 2001

Examiner: Lavarias, Arnel C.

Confirmation No.: 9975

For: FIBER ARRAY, METHOD FOR FABRICATING THE SAME AND OPTICAL
DEVICE USING THE FIBER ARRAYRECEIVED
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Alexandria, VA 22313-1450I hereby certify that this paper is being deposited with the United States
Postal Service "Express-Mail Post Office to Addressee" service under
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Alexandria, VA 22313-1450 on March 29, 2004 under "EXPRESS
MAIL" mailing label number EV 443367209 US.
Gina M. HusakCERTIFICATION UNDER 37 C.F.R. § 1.97(e)

Sir:

☒ Each item of information contained in the Information Disclosure Statement filed
herewith was *first* cited in a communication from a foreign patent office in a
counterpart foreign application not more than three months prior to the filing of this
Information Disclosure Statement.

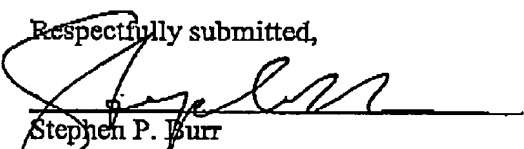
OR

☐ No item of information in the Information Disclosure Statement filed herewith was
cited in a communication from a foreign patent office in a counterpart foreign
application or, to my knowledge after making reasonable inquiry, was known to any
individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing
of this Information Disclosure Statement.

Respectfully submitted,

March 29, 2004

Date


Stephen P. Burr
Reg. No. 32,970

SPB/gmh

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Syracuse, NY 13261-7068Customer No.: 025191
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Practitioner's Docket No.: 939_030

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Akira MATSUMOTO, Masashi FUKUYAMA

Ser. No.: 09/976,462

Art Unit: 2872

Filed: October 12, 2001

Examiner: Lavarias, Arnel C.

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For: FIBER ARRAY, METHOD FOR FABRICATING THE SAME AND OPTICAL
DEVICE USING THE FIBER ARRAYCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 29, 2004 under "EXPRESS MAIL" mailing label number EV 443367209 US.


Gina M. HusakRECEIVED
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JUN 07 2004

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INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. Copies of each of the references listed on Form PTO-1449 are attached.

Also enclosed is a copy of a European Office Action bearing a mailing date of February 26, 2004 from a corresponding European patent application, and the U.S. PTO is directed thereto for a concise statement of possible relevance of the references cited therein.

The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

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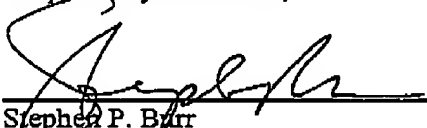
- 2 -

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,

March 29, 2004

Date



Stephen P. Burr
Reg. No. 32,970

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Form PTO-1449 US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				<i>Complete if Known</i>	
				Application Number	09/976,462
				Filing Date	October 12, 2001
				First Named Inventor	Akira MATSUMOTO
				Art Unit	2872
				Examiner Name	Lavarias, Amel C.
Confirmation No.	9975				
Sheet	1	of	1	Attorney Docket No.	939_030

U.S. PATENT DOCUMENTS

Exam. Initial	Document Number	Date	Name	Our Docket No.	Class	Sub Class	Filing Date

U.S. COPENDING APPLICATIONS

Exam. Initial	Application/ Publication Number	Filing/ Publication Date	Inventor Name	Our Docket No.	Class	Sub Class

FOREIGN PATENT DOCUMENTS

	Document Number	Date	Country	Class	Sub Class	Translation	Abstract
AI	EP 0729044	08/28/1996	EP				
AJ	WO 90/04194	04/19/1990	WO				

 OTHER DOCUMENTS
 (Including Author, Title, Date, Pertinent Pages etc.)
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Examiner:		Date Considered:	
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*In accordance with the Notice dated July 11, 2003 on the PTO website, we are not enclosing copies of any of the above U.S.